

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DAWN RUTHERFORD,

Plaintiff,

v.

SCENE 7, INC. LONG TERM DISABILITY
PLAN, PRUDENTIAL INSURANCE
COMPANY OF AMERICA,

Defendants.

Case No. CV 07-6426 (WHA)

**[PROPOSED] ORDER GRANTING
DEFENDANTS' MOTION FOR
SUMMARY JUDGMENT**

[Filed concurrently with Defendants' Notice of
Motion and Motion for Summary Judgment;
Declaration of Ronald Alberts; Declaration of
Tamika Williams; Declaration of Edith Ewing;
and [Proposed] Judgment]

The Motion of Defendants The Prudential Insurance Company of America and Scene 7 Inc.'s for summary judgment came on regularly for hearing before this court on July 10, 2008 and Tad Devlin appeared as attorneys for Defendants Richard Johnston appeared as attorney for Plaintiff Dawn Rutherford.

After considering the moving and opposing papers, arguments of counsel and all other matters presented to the Court, IT IS HEREBY ORDERED THAT the Motion is Granted.

Dated: June __, 2008

Judge William H. Alsup
Judge of the United States District Court